

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Alexandria Division**

NETSCAPE COMMUNICATIONS CORP.,	)	
	)	
Plaintiff,	)	
	)	Case No. 1:09-cv-225-TSE-TRJ
v.	)	
	)	
	)	
VALUECLICK, INC., MEDIAPLEX, INC.,	)	
FASTCLICK, INC., COMMISSION	)	
JUNCTION, INC., MEZIMEDIA, INC., and	)	
WEB CLIENTS, L.L.C.,	)	
	)	
Defendants.	)	

**DEFENDANTS VALUECLICK, INC. AND FASTCLICK, INC.’S MOTION TO  
COMPEL THE PRODUCTION OF A DOCUMENT FROM NETSCAPE  
COMMUNICATIONS CORP., PURSUANT TO FED. R. CIV. P. 37(a)**

In accordance with Federal Rule of Civil Procedure 37(a), and for the reasons more fully set forth in accompanying memorandum, the Defendants, ValueClick, Inc., and FastClick, Inc., by counsel, respectfully request that the Court enter an order compelling plaintiff Netscape Communications Corp. to produce a document identified as document 1865 on Netscape’s privilege log submitted in this action.

Bryan Cave, LLP, as counsel to ValueClick, Inc. and FastClick, Inc., certifies that it conferred, or attempted to confer, in good faith with Netscape’s Counsel in an effort to obtain the disclosure requested in the present motion without court action.

Dated: July 2, 2009

Respectfully submitted,

/s/

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Amy S. Owen (VSB # 27692)  
aowen@cochranowen.com  
Sheila M. Costin (VSB # 31452)  
scostin@cochranowen.com  
Cochran & Owen LLC  
8000 Towers Crescent Drive  
Suite 160  
Vienna, VA 22182  
Tel: (703) 847-4480  
Fax: (703) 847-4499

Lawrence G. Kurland  
Joseph J. Richetti  
BRYAN CAVE, LLP  
1290 Avenue of the Americas  
New York, New York 10104  
Tel: (212) 541-2000  
Fax: (212) 541-4630

Counsel for Defendants

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing Motion to Compel was served this 2<sup>nd</sup> day of July, 2009 via electronic filing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following e-mail address:

Robert L. Burns  
Umar Arshad  
FINNEGAN HENDERSON FARABOW  
GARRETT & DUNNER, L.L.P.  
Two Freedom Square  
11955 Freedom Dr.  
Reston, VA 20190  
robert.burns@finnegan.com  
Tel: (571) 203-2700  
Fax: (202) 408-4400

Gerald F. Ivey  
C. Gregory Gramenopoulos  
John M. Williamson  
FINNEGAN HENDERSON FARABOW  
GARRETT & DUNNER, L.L.P.  
901 New York Ave., NW  
Washington, DC 20001  
Tel: (202) 408-4282  
Fax: (202) 408-4400

Counsel for Netscape Communications Corp.

/s/  
\_\_\_\_\_  
Amy S. Owen (VSB # 27692)  
aowen@cochranowen.com  
Sheila M. Costin (VSB # 31452)  
scostin@cochranowen.com  
Cochran & Owen LLC  
8000 Towers Crescent Drive  
Suite 160  
Vienna, VA 22182  
Tel: (703) 847-4480  
Fax: (703) 847-4499